United States District Court

SOUTHERN DISTRICT OF CALIFORNIA

GARY L. WHEELOCK

vs

THE UNITED STATES OF AMERICA, DOES 1-10, and ROE CORPORATIONS 1-10, inclusive.

SUMMONS IN A CIVIL ACTION

Case No.

'07CV 2177 JM JMA

TO: (Name and Address of Defendant)

Office of the Attorney General
10th Street & Constitution Ave. N.W.
Washington, D.C. 20530

YOU ARE HEREBY SUMMONED and required to file with the Clerk of this Court and serve upon PLAINTIFF'S ATTORNEY

Kathryn P. Cooney, Esq. (SBN 73322) (760) 941-2738
LAW OFFICES OF KATHRYN P. COONEY
440 Escondido Avenue
Vista, California 92084

An answer to the complaint which is herewith served upon you, within 60 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint.

W. Samuel Hamrick, Jr.	NOV 14 2007
CLERK	DATE

R. MULLIN

By , Deputy Clerk

RETURN OF SERVICE

Service of the Summons and Complaint was made by me	DATE 11/30/07
NAME OF SERVER ELLEN DEDES	TITLE LEGAL ASSISTANT

Check one box below to indicate appropriate method of service

☐ Served personally upon the defendant. Place where served: ______

☐ Left copies thereof at the defendant's dwelling, house or usual place of abode with a person of suitable age and discretion then residing therein:

Name of person with whom the summons and complaint were left: ______

☐ Return unexecuted:

X Other (specify): CERTIFIED MAIL / RETURN RECEIPT REQUESTED

STATEMENT OF SERVICE FEES

TRAVEL		SERVICES	TOTAL $0.00

DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service is true and correct.

Executed on: December 14, 2007 — Date

Ellen Dedes — Signature of Server

440 Escondido Ave, Vista, CA 92084 — Address of Server

NOTICE OF RIGHT TO CONSENT TO TRIAL BY A UNITED STATES MAGISTRATE

IN ACCORDANCE WITH THE PROVISION OF 28 USC 636(C) YOU ARE HEREBY NOTIFIED THAT A U.S. MAGISTRATE OF THIS DISTRICT MAY, UPON CONSENT OF ALL PARTIES, CONDUCT ANY OR ALL PROCEEDINGS, INCLUDING A JURY OR NON-JURY TRIAL, AND ORDER THE ENTRY OF A FINAL JUDGMENT. COUNSEL FOR THE PLAINTIFF HAS RECEIVED A CONSENT FORM.

YOU SHOULD BE AWARE THAT YOUR DECISION TO CONSENT OR NOT CONSENT IS ENTIRELY VOLUNTARY AND SHOULD BE COMMUNICATED SOLELY TO THE CLERK OF COURT. ONLY IF ALL PARTIES CONSENT WILL THE JUDGE OR MAGISTRATE TO WHOM THE CASE HAS BEEN ASSIGNED BE INFORMED OF YOUR DECISION.

JUDGEMENTS OF THE U.S. MAGISTRATES ARE APPEALABLE TO THE U.S. COURT OF APPEALS IN ACCORDANCE WITH THIS STATUTE AND THE FEDERAL RULES OF APPELLATE PROCEDURE.

1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure

UNITED STATES POSTAL SERVICE

First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

• Sender: Please print your name, address, and ZIP+4 in this box •

Law Offices of
Kathryn P. Cooney
440 Escandido Ave
Vista, CA 92084

WHEELOCK

SENDER: *COMPLETE THIS SECTION*

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

OFFICE OF THE ATTORNEY GENERAL
10TH ST. & CONSTITUTION AVE N.W.
WASHINGTON, D.C. 20530

COMPLETE THIS SECTION ON DELIVERY

A. Signature
X [signature] ☐ Agent ☐ Addressee

B. Received by (Printed Name)
C. Date of Delivery

D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

3. Service Type
☒ Certified Mail ☐ Express Mail
☐ Registered ☐ Return Receipt for Merchandise
☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? *(Extra Fee)* ☐ Yes

2. Article Number
(Transfer from service label) 7007 0710 0002 2715 3741

PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540

Summons in a Civil Action (Rev 11/97)

United States District Court

SOUTHERN DISTRICT OF CALIFORNIA

GARY L. WHEELOCK

vs

THE UNITED STATES OF AMERICA, DOES 1-10, and ROE CORPORATIONS 1-10, inclusive.

SUMMONS IN A CIVIL ACTION

Case No.

'07CV 2177 JM JMA

TO: (Name and Address of Defendant)

Office of the U.S. Attorney
Federal Office Building
880 Front Street, Room 6293
San Diego, California 92101-8893

YOU ARE HEREBY SUMMONED and required to file with the Clerk of this Court and serve upon PLAINTIFF'S ATTORNEY

Kathryn P. Cooney, Esq. (SBN 73322) (760) 941-2738
LAW OFFICES OF KATHRYN P. COONEY
440 Escondido Avenue
Vista, California 92084

An answer to the complaint which is herewith served upon you, within 60 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint.

W. Samuel Hamrick, Jr.

CLERK

NOV 1 4 2007

DATE

R. MULLIN

By , Deputy Clerk

Summons in a Civil Action

::ODMA\PCDOCS\WORDPERFECT\14443\1 May 5, 1999 (11:34am)

RETURN OF SERVICE

Service of the Summons and Complaint was made by me	DATE 12/3/07@12:55PM
NAME OF SERVER JACK H. YOUNG	TITLE PROCESS SERVER

Check one box below to indicate appropriate method of service

[XX] Served personally upon the defendant. Place where served: 110 West Broadway 15th Floor San Diego, CA. 92101

[ ] Left copies thereof at the defendant's dwelling, house or usual place of abode with a person of suitable age and discretion then residing therein:

Name of person with whom the summons and complaint were left: LORI MACDONALD Legal Assistant Authorized to Accept for U.S.ATTORNEY

[ ] Return unexecuted:

[ ] Other (specify):

STATEMENT OF SERVICE FEES

TRAVEL		SERVICES	TOTAL $0.00	

DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service is true and correct.

Executed on: December 3rd, 2007

JACK H. YOUNG REG NO. 809 CTY OF SANDIEGO
Signature of Server

1933 Lejos Dr., Escondido, CA. 92025
Address of Server

NOTICE OF RIGHT TO CONSENT TO TRIAL BY A UNITED STATES MAGISTRATE

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